

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
1:18 CV 322

IRENE WARREN KENT,	)	
Administratrix of the Estate of Michele	)	
Quantele Smiley,	)	
	)	
Plaintiff,	)	<b>STIPULATION OF</b>
v.	)	<b>DISMISSAL (MEDICAL</b>
	)	<b>DEFENDANTS)</b>
VAN DUNCAN, in his official capacity	)	
as Sheriff of Buncombe County, et al.	)	
	)	
Defendants.	)	
_____	)	

NOW COME the Plaintiff, Irene Warren Kent, and Defendants Tina Cox Miller and Southeast Correctional Medical Group, PLLC (collectively, the “Medical Defendants”), through the undersigned counsel, and hereby stipulate to a dismissal with prejudice of all claims of the Plaintiff against the Medical Defendants in this action, pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure.

This the 10th day of February, 2020.

By: /s/ Stephen P. Agan  
Stephen P. Agan, State Bar #35763  
George B. Hyler, Jr., State Bar #5682  
*Attorneys for Plaintiff*  
Hyler & Agan, PLLC  
38 Orange Street  
Asheville, NC 28801  
Telephone: (828) 254-1070  
Facsimile: (828) 254-1071

[steve@hylerandagan.com](mailto:steve@hylerandagan.com)  
[george@hylerandagan.com](mailto:george@hylerandagan.com)

By: /s/ John M. Olesiuk  
John M. Olesiuk, State Bar #13637  
B. Todd Lentz, State Bar #27941  
*Attorneys for Plaintiff*  
DeVere Lentz & Associates  
30 Choctaw Street, 2nd Floor  
Asheville, NC 28801  
Telephone: (828) 258-1441  
Facsimile: (828) 258-1454  
[jmolesiuk@lentzlaw.com](mailto:jmolesiuk@lentzlaw.com)  
[btlentz@lentzlaw.com](mailto:btlentz@lentzlaw.com)

By: /s/ Patrick H. Flanagan  
Patrick H. Flanagan, State Bar #17407  
*Attorney for Defendants Southeast  
Correctional Medical Group, PLLC and  
Tina Cox Miller*  
Post Office Box 30787  
Charlotte, North Carolina 28230  
Telephone: (704) 332-8300  
Facsimile: (704) 332-9994  
[phf@cshlaw.com](mailto:phf@cshlaw.com)